

**PHYSICAL THERAPIST AFFILIATED CREDENTIALING BOARD  
MARCH 12, 2009  
MINUTES**

**PRESENT:** Otto Cordero; Enid Mistele; Larry J. Nosse; Mark Shropshire and Jane Stroede

**STAFF:** Tom Ryan, Bureau Director; Amy Childers, Bureau Assistant; and other DRL staff

**CALL TO ORDER**

Mark Shropshire, Board Chair, called the meeting to order at 8:36 a.m.

**APPROVAL OF AGENDA**

**Amendments:**

- Between Item B and C (Open session) – Legislative proposal relating to an independent Physical Therapy Examining Board
- At end of Agenda (Closed session) – Division of Enforcement case status report

**MOTION:** Otto Cordero moved, seconded by Larry Nosse, to approve the agenda as amended. Motion carried unanimously.

**APPROVAL OF MINUTES OF OCTOBER 2, 2008**

**MOTION:** Jane Stroede moved, seconded by Enid Mistele, to approve the minutes of October 2, 2008 as written. Motion carried unanimously.

**LEGISLATIVE PROPOSAL RELATING TO AN INDEPENDENT PHYSICAL  
THERAPY EXAMINING BOARD**

Jason Johns appeared before the Board to discuss the bill draft LRB 0019/1, relating to an independent physical therapy examining board.

**MOTION:** Larry Nosse moved, seconded by Otto Cordero, to support the proposed bill draft LRB 0019/1, relating to an independent physical therapy examining board. Motion carried unanimously.

**ELECTION OF 2009 BOARD OFFICERS**

**NOMINATION:** Otto Cordero nominated Mark Shropshire as Chair of the Board.

Mark Shropshire called for nominations for Office of Chair three (3) times.

Mark Shropshire was elected as Chair of the Board.

**NOMINATION:** Enid Mistele nominated Jane Stroede as Vice Chair of the Board.

Mark Shropshire called for nominations for Office of Vice Chair three (3) times.

Jane Stroede was elected as Vice Chair of the Board.

**NOMINATION:** Enid Mistele nominated Larry Nosse as Secretary of the Board.

Mark Shropshire called for nominations for Office of Secretary three (3) times.

Larry Nosse was elected as Secretary of the Board.

### **BOARD APPOINTMENTS**

**Mark Shropshire appointed the following:**

- Screening Panel – Enid Mistele and Jane Stroede, Mark Shropshire as alternate
- Credentialing Liaison(s) – Larry Nosse and Jane Stroede, Mark Shropshire as alternate
- Legislative Liaison – Otto Cordero, Jane Stroede as alternate
- Division of Enforcement Monitoring Liaison – Jane Stroede and Otto Cordero as alternate
- Examination Panel – Professional members
- Practice Question Procedure and Board Contact(s) – Otto Cordero and Larry Nosse
- Digest Advisors – Larry Nosse and Mark Shropshire
- Impaired Professional Liaisons – Enid Mistele and Jane Stroede
- Travel Liaison – Mark Shropshire
- Education Liaisons – Larry Nosse and Jane Stroede, Mark Shropshire as alternate

### **ADMINISTRATIVE REPORT**

Tom Ryan informed the Board of staff changes within the Department and the merging of the Division of Board Services and the Office of Legal Services. It was noted that legal counsel was available on an “as needed” basis for today’s meeting. Tom Ryan also discussed the Governor’s Budget and a proposal within the budget that will dedicate a bureau to the Medical Examining Board and will be effective July 1, 2009 if passed. The Board discussed Wis. Stat. § 15.085 (3) (b) but took no action at this time.

The Board noted the increase to the PTA fee and discussed options related to increasing participation in the fee setting process.

#### **Credentialing Liaison Report – Larry Nosse, Jane Stroede**

Larry Nosse would like to thank Anna Fishlove for her support and dedication. Larry Nosse discussed the process of licensing foreign trained physical therapists as new graduates and continuing education requirements.

**MOTION:** Otto Cordero moved, seconded by Enid Mistele, to charge the credentialing liaisons to review statutory and regulatory language and recommend clarifying language. Motion carried unanimously.

**2009 FEDERATION OF STATE BOARDS OF PHYSICAL THERAPY (FSBPT)  
ANNUAL MEETING – BOARD DESIGNATION OF DELEGATES ATTENDEES**

**MOTION:** Larry Nosse moved, seconded by Otto Cordero, to approve Jane Stroede as the delegate, Enid Mistele as the alternate and the Bureau Director to attend the 2009 Federation of State Boards of Physical Therapy (FSBPT) Annual meeting September 30 – October 4, 2009 at Loews Coronado Bay Resort, San Diego, California. The Chair will appoint a second alternate if needed. Motion carried unanimously.

**DIVISION OF ENFORCEMENT’S CASE HANDLING INITIATIVE**

Tom Ryan summarized the Division of Enforcement’s case handling initiative.

**MOTION TO DESIGNATE HEARINGS AND APPEALS ATTORNEYS AS  
ADMINISTRATIVE LAW JUDGE – BOARD APPROVAL**

**MOTION:** Enid Mistele moved, seconded by Jane Stroede, to designate an attorney who is employed by the Division of Hearings and Appeals, Wisconsin Department of Administration, to serve as an Administrative Law Judge to preside over Class 1 license denial hearings and Class 2 disciplinary proceedings, pursuant to Wis. Admin. Code § RL 1.08 and § RL 2.10. This designation is in addition to the designation already provided for in Wis. Admin. Code § RL 1.08 and § RL 2.10. Motion carried unanimously.

**ANNUAL BOARD SELF AUDIT**

**MOTION:** Otto Cordero moved, seconded by Jane Stroede, to approve the 2007 annual review as amended and the 2008 annual review as amended. Motion carried unanimously.

This information will be posted on the Department web site.

**SUMMARY REPORTS OF PENDING COURT CASES, DISCIPLINARY CASES,  
ADMINISTRATIVE RULES AND LEGISLATION**

Noted.

**DRAFT OF PHYSICAL THERAPY AFFILIATING CREDENTIALING BOARD  
(PTACB) UPDATE FOR WISCONSIN PHYSICAL THERAPY ASSOCIATION’S APRIL  
NEWSLETTER – BOARD REVIEW FOR APPROVAL**

**MOTION:** Otto Cordero moved, seconded by Larry Nosse, to approve the draft update re: PT CE Rule for the Wisconsin Physical Therapy Association's April newsletter as amended. Motion carried unanimously.

### **DRY NEEDLING – BOARD DISCUSSION**

Larry Nosse explained the process of dry needling in the practice of physical therapy and its difference from acupuncture. A discussion then ensued regarding statutory definitions and language. The Board will discuss this topic at its July meeting.

#### **Rule draft relating to continuing education – status**

Noted.

#### **Regulatory Digest**

Noted.

#### **Practice Questions**

None.

### **INFORMATIONAL ITEMS**

None.

### **PUBLIC COMMENT**

None.

### **CLOSED SESSION**

**MOTION:** Larry Nosse moved, seconded by Enid Mistele, to convene to closed session to deliberate on cases following hearing (Wis. Stat. § 19.85 (1) (a)); consider closing disciplinary investigation with administrative warning (Wis. Stat. § 19.85 (1) (b), and Wis. Stat. § 440.205); consider individual histories or disciplinary data (Wis. Stat. § 19.85 (1) (f)); and to confer with legal counsel (Wis. Stat. § 19.85 (1) (g)). Otto Cordero-yes; Enid Mistele-yes; Larry Nosse-yes; Mark Shropshire-yes; and Jane Stroede-yes. Motion carried unanimously by roll call vote.

The Board convened into closed session at 11:17 a.m.

### **RECONVENE INTO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION**

**MOTION:** Jane Stroede moved, seconded by Enid Mistele, to reconvene into open session. Motion carried unanimously.

The Board reconvened into open session at 11:55 a.m.

**DOE Case Status Report**

Noted.

**VALIDATION OF EXAMINATION SCORES**

**MOTION:** Otto Cordero moved, seconded by Enid Mistele, to validate the examination scores for March 11, 2009 and issue a license when all requirements for licensure are met. Motion carried unanimously.

**ADJOURNMENT**

**MOTION:** Otto Cordero moved, seconded by Enid Mistele, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 11:56 a.m.

Next Meeting: July 9, 2009